

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Safety and Professional Services website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Safety and Professional Services from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Safety and Professional Services data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name* as it appears on the order.
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Safety and Professional Services is shown on the Department's Web Site under "License Lookup."

The status of an appeal may be found on court access websites at:

<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscga>

- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DSPS website: An individual who believes that information on the website is inaccurate may contact DSPS@wisconsin.gov

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

JOHN A. BRAEM, R.C.P.,
RESPONDENT.

:
:
:
:
:
:

FINAL DECISION AND ORDER

0006001

Division of Legal Services and Compliance Case No. 16 MED 483

The parties to this action for the purpose of Wis. Stat. § 227.53 are:

John A. Braem, R.C.P.
2618 W. Sunnyview Circle
Appleton, WI 54914

Wisconsin Medical Examining Board
P.O. Box 8366
Madison, WI 53708-8366

Department of Safety and Professional Services
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

The parties in this matter agree to the terms and conditions of the attached Stipulation as a Final Order in this matter, subject to the approval of the Medical Examining Board (Board). The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent John A. Braem, R.C.P. (D.O.B January 20, 1963), is certified by the State of Wisconsin to practice respiratory care, having certificate number 3130-28, first issued on July 9, 2004, with registration current through June 30, 2020.
2. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 2618 W. Sunnyview Circle, Appleton, Wisconsin 54914.

3. At all times pertinent to this matter, Respondent practiced respiratory care at a medical center in Waupaca, Wisconsin.

4. In April 2017, the Department opened 16 MED 483 to investigate allegations that Respondent touched a female patient inappropriately while she was in the emergency department of the medical center.

5. Respondent has decided to retire from the practice of respiratory care and consents to entry of the following Conclusion of Law and Order in resolution of this matter.

CONCLUSION OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 448.02(3)(a) and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

ORDER

1. The Stipulation of the parties is accepted.

2. The PERMANENT SURRENDER by Respondent John A. Braem, R.C.P., of his certificate to practice as a respiratory care practitioner in the state of Wisconsin (certification no. 3130-28) and the appurtenant right to renew registration of that certificate, is hereby accepted and shall become effective the date of this Order.

3. In the event that Respondent petitions the Board for re-certification in the future, the Board may, in its full discretion require any inquiry, evaluation, or other conditions prior to considering Respondent's petition for re-certification. Whether to grant Respondent certification and whether to impose any limitations or restrictions on any certificate granted shall be in the full discretion of the Board.

4. If Respondent ever seeks any license or certification under Wis. Stat. chs. 440-480, he shall, as a prerequisite to application, pay COSTS of this matter in the amount of \$791.00.

5. If applicable, payment of costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent to the Department Monitor at the address below:

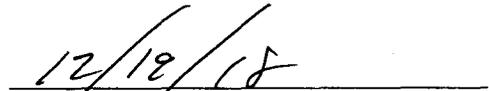
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

6. This Order is effective on the date of its signing.

WISCONSIN MEDICAL EXAMINING BOARD

By:


A Member of the Board


Date

Stipulation

In the matter of disciplinary proceedings against
John A. Braem, R.C.P., DLSC Case No. 16 MED 483

of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

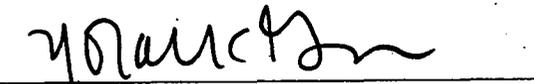
7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



John A. Braem, R.C.P., Respondent
2618 W. Sunnyview Circle
Appleton, WI 54914
Certificate no. 3130-28

11-23-18
Date



Yolanda Y. McGowan, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

11/26/18
Date